IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

MONDAY, THE 18TH JUNE 2007 / 28TH JYAISHTA 1929

WP(C).No. 15871 of 2007(M)

PETITIONER:

---

1. K.C.VARGHESE, S/O.CHERIAN,
   AGED 71, KANHIRATHAMMANNIL HOUSE, NEDUNGOME P.O.,
   SREEKANDAPURAM (VIA) KANNUR DISTRICT.

2. LISSY THOMAS, MUKULEL HOUSE,
   CHERIKKODE P.O., SREEKANDAPURAM (VIA),
   KANNUR DISTRICT.

3. K.T.THOMAS, KAZHAKADIYIL HOUSE,
   CHERIKKODE (P.O), SREEKANDAPURAM(VIA),
   KANNUR DISTRICT.

4. K.C.ITTY, KANHIRATHAMMANNIL,
   NEDUNGOME (P.O.), SREEKANDAPURAM (VIA),
   KANNUR DISTRICT.

5. V.G.RAMACHANDRAN NAIR,
   VAKANANIYIL HOUSE, NEDUNGOME (PO),
   SREEKANDAPURAM (VIA), KANNUR DIST.

6. V.C.NARAYANAN, VANNARACHALIL,
   NEDUNGOME (PO), SREEKANDAPURAM (VIA),
   KANNUR DISTRICT.

7. FR.GEORGE UNNUKALLEL, VICAR,
   ST.JOSEPH'S CHURCH, ALEX NAGAR,
   CHERIKKODE (PO), SREEKANDAPURAM (VIA),
   KANNUR DIST.

8. SR.MARYLATHA, SUPERIOR,
   OLD AGE HOME, MERCY BHAVAN, ALEX NAGAR,
   CHERIKKODE (PO), SREEKANDAPURAM (VIA),
   KANNUR DISTRICT.

9. P.J.MATHEW, PALAKKEZHIL HOUSE,
   CHERIKKODE (PO), SREEKANDAPURAM (VIA),
   KANNUR DISTRICT.

10. M.K.KURIAN, MUTTATHIL HOUSE,
CHERIKKODE (PO),SREEKANDAPURAM (VIA),
KANNUR DISTRICT.

11. V.K.MATHAI, VETTIKKUNNEL HOUSE,
CHERIKKODE (PO), SREEKANDAPURAM (VIA),
KANNUR DISTRICT.

12. VANDAMKUZHIYIL ALEXANDER,
NEDUNGOME (PO), SREEKANDAPURAM (VIA),
KANNUR DISTRICT.

BY ADV. SRI.M.A.FIROZ
SRI.GEORGE MECHERIL

RESPONDENTS:
---

1. THE KERALA STATE ELECTRICITY BOARD,
VYDHUDI BHAVAN, PATTOM PALACE (PO),
THIRUVANANTHAPURAM, REPRESENTED BY ITS SECRETARY.

2. THE EXECUTIVE ENGINEER,
ELECTRICAL MAJOR SECTION,
SREEKANDAPURAM.

3. THE ASSISTANT EXECUTIVE ENGINEER
ELECTRICAL SUB DIVISION,
SREEKANDAPURAM, KANNUR DISTRICT.

BY ADV. SHRI.P.P.THAJUDEEN, SC

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

WP(C) No. 15871 of 2007

Dated, this the 18th day of June, 2007

J U D G M E N T

The grievance of the petitioners is that in spite of cutting of trees and tree branches from their property more than six years back, no compensation was so far awarded. The learned Standing Counsel for KSEB submits that office of the authority to grant compensation, namely the Land Acquisition Officer, is abolished and presently the Asst. Executive Engineer is determining the liability. In the circumstances, WP(C) is disposed of directing 2nd respondent to call for the records and verify the claim raised with regard to the cutting of trees / branches, hear petitioners and decide the claim of compensation of all the petitioners and pass orders thereon within two months from the date of production of a copy of this judgment by the petitioners. Eligible interest also will be granted to the petitioners.

(C.N.RAMACHANDRAN NAIR, JUDGE)

jg